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Date of Deposit: September 7, 2001

Attorney Docket No.: 19904-012 NATL.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Clair *et al.*
SERIAL NO: 09/857,000 INTERNATIONAL APPLICATION NO: PCT/FR99/02938
I.A. FILING DATE: 26 November 1999 PRIORITY DATE: 30 November 1998
FOR: PEPTIDES CARRYING SUBSTANCES ACROSS THE BLOOD BRAIN BARRIER

September 7, 2001
Boston, Massachusetts

BOX PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed on 03 July 2001, attached please find:

- ☒ Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (1 pg.);
- ☒ Copy of FORM PCT/DO/EO/905 (1 pg.);
- ☒ Combined Declaration and Power of Attorney (3 pgs);
- ☒ Petition for Extension of Time for 1 month (1 pg.);
- ☒ Two checks: (#10114) in the amount of \$130.00 in payment of the surcharge fee and (#10115) in the amount of \$110.00 in payment of the extension fee; and
- ☒ Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at telephone (617) 542-6000.

09/12/2001 NKAYPAGH 00000053 09057000

01-50-135 -130.00 0P

Adjustment date: 09/25/2001 LLANDGRA

09/12/2001 NKAYPAGH 00000053 09057000

01-50-135 -130.00 0P

Repln. Ref: 09/25/2001 LLANDGRA 0013000000

SAW:530011 Name/Number:09057000

FC: 704

09057000

Applicants: Fair et al.
U.S.S.N. 09/857,000

The Commissioner is hereby authorized to charge any fees which may be required to
Deposit Account No. 50-0311, Ref. No. 19904-012 NATL.

Respectfully submitted,



Ivor R. Elms, Reg. No. 39,529

Barry J. Marenberg, Reg. No. 40,715

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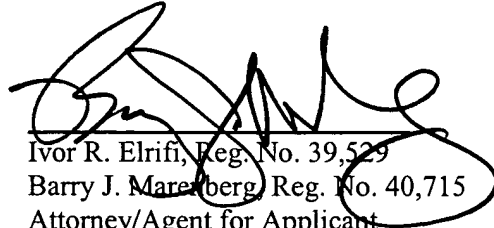
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Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

Responsive to the Notification of Missing Requirements Under 35 U.S.C. 371, dated 03 July 2001, submitted herewith is an executed Combined Declaration and Power of Attorney for Patent Application for the above-identified patent application. A separate petition for an extension of time is being filed concurrently herewith. A copy of Form PCT/DO/EO/905 is also enclosed.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 50-0311, Ref. No. 19904-012 NATL. A duplicate of this letter is enclosed.

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529
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Dated: September 7, 2001



UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 03 2001

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WASHINGTON, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/857000	CLAIR	19904-012 NA B

IVOR R ELIC
MINTZ LEVIN CONL FERRIS GLOVSKY AND ROPE,
ONE FINACIAL CENTER
BOSTON, MA 02111

IV Data Entry	Done By
<input checked="" type="checkbox"/> Docket Cross-Off	9/3/99 JLL
<input type="checkbox"/> Previously Entered	
<input type="checkbox"/> No Declaration Required	
<input type="checkbox"/> ELITE	
<input type="checkbox"/> Annulments	

INTERNATIONAL APPLICATION NO.

PCT/FR99/02938

I.A. FILING DATE	PRIORITY DATE
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26 NOV 99

30 NOV 98

DATE MAILED:

03 JUL 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- | | |
|---|--|
| <input checked="" type="checkbox"/> U.S. Basic National Fee. | <input type="checkbox"/> Indication of Small Entity Status. |
| <input checked="" type="checkbox"/> Copy of the international application. | <input checked="" type="checkbox"/> Translation of the international application into English. |
| <input type="checkbox"/> Oath or Declaration of inventor(s). | <input type="checkbox"/> Translation of Article 19 amendments into English. |
| <input type="checkbox"/> Copy of Article 19 amendments. | <input type="checkbox"/> Other: |
| <input checked="" type="checkbox"/> Priority Document. | |
| <input type="checkbox"/> The International Preliminary Examination Report in English and its Annexes, if any. | |
| <input type="checkbox"/> Translation of Annexes to the International Preliminary Examination Report into English. | |

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- ☐ U.S. Basic National Fee. ☐ Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
- ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$_____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

- Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT/DO/EO/920

Pat Booker, Paralegal

FORM PCT/DO/EO/905 (March 2001)

Telephone: (703)305-3738